

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

Ernest N. Benjamin

Plaintiff

V.

Luis Spencer

Defendant

CIVIL ACTION

NO. 01-cv-10748 JLT

JUDGMENT

Tauro, D. J.

In accordance with the Court's Endorsement dated March 22, 2005 adopting the Magistrate Judge's Report and Recommendation of February 7, 2005 granting #8 Motion to Dismiss in the above-entitled action, it is hereby ORDERED:

Judgment for the RESPONDENT.

By the Court,

May 5, 2005

Date

/s/ Kimberly M. Abaid

Deputy Clerk